
CALL TO ORDER & ATTENDANCE

Chair Pete Woll called the April 24, 2023, Business meeting to order at 7:00 P.M. in the conference room.

Board members present: Pete Woll, Chair; Donna Pridmore, Secretary/Treasurer; Gordon Ash; Supervisor; Roger Marsonette, Supervisor; Scott Rumsey, Supervisor; being a quorum of the Board.

Board members absent: John Ellis, Vice Chair. Absence is excused.

Also, in attendance were Samantha Tappenbeck, Jessie Walthers, Ginger Kauffman, FCD Staff; Bill Yankee, Associate Supervisor; Kenny Breidinger, FWP; Chris Peterson, Hungry Horse News; Mark Siderius; Bill Myers; Mikel Siemens, CORE Water Consulting; Mary T. McClelland; Elizabeth Blacker; Trent Baker, legal counsel for Ambler's; Rick & Carole Murphy; Tristan Scott, Flathead Beacon; Charles Bolton, KECl; Monica Jungster; Mike Kopitzke.

CONSENT AGENDA

Consent Agenda Item 1: Signature Authority

- Authorization for Samantha Tappenbeck to sign on behalf of Supervisors attending the meeting virtually.

Consent Agenda Item 2: Minutes

- 3/27/2023 Business Meeting Minutes

Consent Agenda Item 3: Financial

Check Detail dated 4/12/2023:

1. Fisher's Technology \$1,104.49
2. Flathead Beacon \$528.00
3. Lake County Conservation District \$3,000.00
4. Montana State Fund \$583.76
5. Mountain States Leasing \$1,884.86
6. River Design Group 15, 222.03

Consent Agenda Item 4: Correspondence

- HB 321 (CD Funding) passed house Appropriations Unanimously
- Flathead County Finance Training for District Staff & Supervisors will be held Thursday, May 18, 3:00 or 6:00 P.M. in the South Campus building, 40 11th Street West, Kalispell.

Donna Pridmore motioned “to approve the consent agenda.” Gordon Ash seconded. Motion carried unanimously.

PUBLIC COMMENT

General – No one was in attendance to comment on items not listed on the agenda.

Bayside Park & Marine Center: Bill Myers asked if anyone had comments or questions after viewing his property in Bigfork. No application has been submitted, and no one provided comments or questions. Bill noted that an offer on his property fell through.

310s

Winthrop, FL-2023-045, Stillwater River, clean diversion intake: Donna Pridmore motioned “FL-2023-045 is a complete application.” Gordon Ash seconded. Motion carried unanimously.

An onsite inspection was scheduled for Tuesday, April 25, 9:30 A.M. at the site.

Stillwater River, vegetation clearcut, grading bank: Samantha Tappenbeck explained riparian vegetation was clear cut and removed, and the bank was excavated on the Stillwater River immediately downstream of bridge on Whitefish Stage Road. No 310 or 124 permit application has been filed. Fish Wildlife and Parks contacted landowners (Flathead County Economic Development Authority); they were unaware. Glacier Stone Inc. was contacted, and they stated they had done the work to prevent loitering/occupancy by unhoused people. There is no complaint on file. Samantha wondered if she should file a complaint as she took photos. Adopted Rule 18 Complaint Procedure, and Rule19 Orders on Violations, were discussed. Samantha agreed to file a formal complaint.

NEW BUSINESS

End of Month Report (January/February 2023): Donna Pridmore ask the Board if they had any questions regarding the January and February 2023 End of Month reports. Gordon Ash motioned “to accept the January and February 2023 End of Month Reports.” Roger Marsonette seconded. Motion carried unanimously.

College Scholarship Funding Recommendations: Jessie Walthers stated fourteen college scholarship applications for FY 2022/2023 were received. Applications were reviewed and ranked by Jessie and Supervisor Gordon Ash. Applications were grouped into 3 tiers for funding proposed. Award recommendations are as follows:

- o Five scholarships for \$1,000, totaling \$5,000
- o Four scholarships for \$750, totaling \$3,000
- o Four scholarships for \$500, totaling \$2,000
- o One student missed the deadline, no award recommended.

Donna Pridmore motioned “to accept the scholarships as presented.” Roger Marsonette seconded. Motion carried unanimously.

Dyer's Woad Project Request: Samantha Tappenbeck explained this is an annual request for a renewal of Memorandum of Agreement (MOA) with Beaverhead County Weed District. The MOA is for a temporary staff appointment for the Dyer's Woad Cooperative Project. The program is funded through the Montana Noxious Weed Fund. FCD liability would include Workers Comp, Unemployment Insurance, FICA, Medicare. Samantha noted that Flathead CD does budget for this position, and the Weed District reimburses expenses to FCD. Danner Pickering has been working on this project for several years. Supervisors asked if Danner or Amber Birch could attend a meeting to report on the process and monitoring.

Donna Pridmore motioned "to accept the Dyer's Woad Project request." Gordon Ash seconded. Motion carried unanimously.

Declaratory Ruling, Hearing Officer Appointment: Samantha Tappenbeck explained a petition for declaratory ruling regarding the McDonald Creek violation was received 4/3/2023. The FCD Board of Supervisors must appoint a hearing officer within 30 days of receipt of the petition for declaratory ruling. Appointment must take place at a public meeting of the Board of Supervisors. Deadline for appointment: May 3, 2023, and must be made at a meeting that has been publicly noticed. Pete Woll stated that he and Samantha have been in contact with potential persons for the hearing officer, however, no one has yet officially accepted. Samantha noted that if no appointment is made tonight, a special meeting must be scheduled, and must be noticed 5 days prior to that meeting.

A Special Meeting to appoint a hearing officer was scheduled for Wednesday, May 3, 2023 at 2:00 P.M.

REPORTS

Flathead CD Staff: Attached.

Natural Resources Conservation Service (NRCS): Attached.

DNRC Conservation Districts Bureau: Attached.

Flathead County Planning Board (FCPB): Attached.

Haskill Basin Watershed Council (HBWC): Samantha Tappenbeck stated a grant application is in the preliminary stage and HBWC is working with the City of Whitefish and Whitefish Lake Institute regarding the dewatering of Haskill Creek for the city's use. A planning meeting is coming up, along with a tour of the wastewater treatment plant. Samantha plans to attend and will provide a report at the next meeting.

Flathead Basin Commission (FBC): Scott Rumsey stated the next meeting will be held May 4th at the Whitefish Community Center. He noted that upon the merger of FBC and UC3, it will then be named the Western Montana Conservation Commission (WMCC).

Flathead River Commission (FRC): No report.

MATTERS OF THE BOARD/STAFF

FCD representative, Office of Emergency Services (OES) Working Group: Mark Siderius explained a Flood Forecasting Outlook meeting will be held May 9th, 2:00-4:00 P.M. in the Earl Bennett Building. He stated that last spring, he could not participate in the daily meetings and briefings. After the follow-up meeting, they noted that he had provided a lot of information and asked why he was not in the briefings, and then provided him with a seat at the table. The emergency group meets quarterly. It was recommended that the district appoint Mark as an Associate Supervisor, so Flathead CD (FCD) could maintain a seat on the OES Working Group, and to tie the Flathead River Commission in as they are sponsored by FCD.

Donna Pridmore motioned “to appoint Mark Siderius as an Associate Supervisor to the district.” Roger Marsonette seconded. Motion carried unanimously.

Mark Siderius added that FEMA has funding for residential property damage, but nothing else, and does not recognize the flooding as a natural occurrence due to water level adjustments by the dams. Samantha noted that she recently sent an email to both Mark and Hailey Graf regarding unmet flood recovery needs, and that responses must be sent directly to the Governor this week.

Technical Review on the Sneed complaints, Samantha explained a limited solicitation was sent out for a technical review of Meadow Creek and Patterson Creeks. Two responses were received and are comparable in cost. She provided the two responses for the Board’s review and asked for feedback. Samantha noted that River Design Group (RDG) has the lowest estimate and extensive experience from a 2017 review for Lake County upstream from this property, and recommended selection of RDG based on those.

This item will be placed on the May 3rd meeting agenda.

Flathead River unpermitted work: Donna Pridmore explained that permit #FL-2021-011, *Flathead River, Birk*, expired 3/22/2022. The Work Completion form was submitted stating work was completed 3/2022. When Donna called Mr. Birk to schedule a follow-up inspection, he said he was not done, and could not do a follow-up this week. Supervisors noted that they have received calls and have noticed equipment at the site. Samantha Tappenbeck stated that the permit has expired, he is working without a valid permit and is in violation. Discussion held regarding a possible cease and desist order. Donna will contact him again to inform him he is in violation and schedule a follow-up inspection.

Forestry Expo: May 8th-12th, Samantha Tappenbeck encouraged Supervisors to sign up to help at the Riparian Station.

The next 310-meeting is scheduled for Monday, May 8, 2023, 7:00 P.M. in person and via ZOOM.

Adjournment: Donna Pridmore "to adjourn." Roger Marsonette seconded. Motion carried unanimously. As there was no further business, the meeting was adjourned at 8:28 P.M.

Submitted By:

Ginger Kauffman
Administrator

Reviewed By:

Samantha Tappenbeck
Resource Conservationist

Minutes approved by FCD Board motion made on:

<u>5/22/2023</u>	<u>Pete Woll</u>	<u>Chair</u>
(Date)	(Signature)	(Title – Chair etc.)